

Chief Judge Ricardo S. Martinez

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

HUAWEI DEVICE CO., LTD., and
HUAWEI DEVICE USA, INC.,

Defendants.

NO. CR19-010RSM

ORDER CONTINUING TRIAL

The Court has considered the entirety of the record in this case, including the parties' Stipulated Motion for Trial Continuance.

THE COURT FINDS, for all of the reasons set forth by the parties, that the failure to grant a continuance would deny the parties reasonable time necessary to complete all pre-trial litigation, taking into account the exercise of due diligence. *See* 18 U.S.C. § 3161(h)(7)(B)(iv).

THE COURT FURTHER FINDS, considering the volume of discovery, the complexity of this case due to the nature of the prosecution and the charges contained in the Indictment, that it would be unreasonable to expect the parties to complete all pre-trial litigation without a continuance of the trial and pretrial motions dates. *See id.* § 3161(h)(7)(B)(ii).

1 THE COURT FURTHER FINDS, pursuant to 18 U.S.C. § 3161(h)(7)(A) and (B),
2 that the ends of justice served by continuing the trial in this case outweigh the interest of
3 the public and of the Defendants in a more speedy trial.

4 IT IS THEREFORE ORDERED that the trial in this case shall be continued until
5 October 19, 2020, and that the period of time from the date of this Order, up to and
6 including the new trial date, shall be excludable time under 18 U.S.C. § 3161(h)(7)(A).

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8 DATED this 5th day of September, 2019.
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13 RICARDO S. MARTINEZ
14 CHIEF UNITED STATES DISTRICT JUDGE
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18 Presented by:
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20 /s/ Todd Greenberg
21 TODD GREENBERG
22 THOMAS M. WOODS
23 SIDDHARTH VELAMoor
24 Assisted United States Attorneys

25 /s/ Robert Westinghouse (per approval)
26 ROBERT WESTINGHOUSE
27 JAMES HIBEY
28 BRIAN M. HEBERLIG
Counsel for the Defendants